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App # 10/665,760

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.: 6,899,105 Docket No.: 13033.0011US01
Issue Date: MAY 31, 2005 Patentee: KRUEGER ET AL.
Title: AIRWAY IMPLANT CARTRIDGE AND KIT

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on October 14, 2009.

By: 
Name: Carla J. Catalano

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF
MAINTENANCE FEE IN EXPIRED PATENT (37 C.F.R. § 1.378(c))**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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OFFICE OF PETITIONS

Dear Sir:

This is a petition to accept the unintentionally delayed payment of the maintenance fee for U.S. Patent 6,899,105. The maintenance fee was due on November 30, 2008. The sixth month grace period provided in § 1.362(e) expired on May 31, 2009.

This petition is being filed within twenty-four (24) months after the six month grace period provided in § 1.362(e), as required by 37 C.F.R. § 1.378(c).

The delay in paying the maintenance fee for this patent was unintentional.

The large-entity maintenance fee of \$980.00 for 3 1/2 years is enclosed. Also enclosed is the surcharge fee of \$1,640.00 under § 1.20(i)(2) for surcharge after expiration - late payment is unintentional.

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Please charge any additional fees or credit overpayment to Merchant & Gould Deposit
Account No. 13-2725.

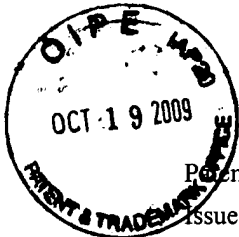


Date: October 14, 2009

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300


Karen A. Fitzsimmons
Reg. No. 50,470
KAF:cjc



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By:

Name: Carla J. Catalano

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

23552

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Petition to Accept Unintentionally Delayed Payment of Maintenance Fee
in Expired Patent (37 C.F.R. § 1.378(c))
- ☒ Credit Card Payment Form (PTO-2038) in the amount of \$2620
- ☒ Return postcard

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Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

By:

Name: Karen A. Fitzsimmons

Reg. No.: 50,470

KFitzsimmons/cjc



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By: Carla J. Catalano
Name: Carla J. Catalano

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KFitzsimmons/cjc